

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367

Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-19-192/197
Public Notice No. KS-Q-19-117/120

Beginning Date: May 30, 2019
Comments Due: June 29, 2019

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-19-192

Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant

Jason Golly
Gold Standard Farms, LLC - Pratt
153 SW 70th St
Sawyer, KS 67134

Owner of Property Where Facility Will Be Located

Gold Standard Farms LLC - Pratt
331 3rd St. NW
Waucoma, IA 52171

Legal Description

W/2 of NE/4 of Section 9
T29S, R13W
Pratt County

Receiving Water

Lower Arkansas River Basin

Kansas Permit No.: A-ARPR-H002

This is notification KDHE has received a complete permit application for the operation of a swine waste management facility for a maximum capacity of 15,450 head (1545 animal units) of swine weighing 55 pounds or less and 10,000 head (4000 animal units) of swine weighing more than 55 pounds; for a total permitted capacity of 25,450 head (5,545 animal units) of swine. Modifications include adding a farrowing building and a swine compost facility. The complete application can

be viewed at the office of the Pratt County Clerk, the KDHE Southwest District Office in Dodge City, Kansas or the KDHE Main Office in Topeka, KS. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

Public Notice No. KS-AG-19-193/197

Pending Permits for Confined Feeding Facilities

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Laurens Schilderink Spandet Dairy LLC dba Spandet Dairy KS 6306 Road 20 Cimarron, KS 67835	SW/4 of Section 29, SE/4 of Section 30, E/2 of Section 31 and NW/4 of Section 32 T24S, R27W Gray County	Upper Arkansas River Basin

Kansas Permit No.: A-UAGY-D002

Federal Permit No.: KS0091120

An update to the Nutrient Management Plan (NMP) was received for this existing facility currently permitted for 9,600 head (13,440 animal units) of mature dairy cows, 3,500 head (3,500 animal units) of dairy heifers weighing greater than 700 pounds and 1,560 head (780 animal units) of dairy calves weighing 700 pounds or less. The facility's NMP was updated to demonstrate that the facility has adequate acreage for the disposal of the process wastewater generated by the facility. The permit was updated to reference the tables found in the NMP update. There are no changes to the permitted number of animal units. Only the updated portions of the Nutrient Management Plan and permit are subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

Jason Shamburg Kansas Dairy Development, LLC P.O. Box 237 Deerfield, KS 67838	All of Section 1 and N/2 of Section 12 T24S, R35W Kearny County S/2 of Section 6 and W/2 of Section 7 T24S, R34W Finney County	Upper Arkansas River Basin
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Kansas Permit No.: A-UAKE-C001

Federal Permit No.: KS0037532

This is a permit modification and re-issuance for an existing livestock facility with the proposed maximum capacity of 57,500 head (57,500 animal units) of beef cattle weighing greater than 700 pounds, and 39,000 head (19,500 animal units) of dairy cattle weighing 700 pounds or less; for a total of 77,000 animal units of cattle. The existing facility consists of approximately 414 acres of open lot pens and associated feedlot areas, and two earthen retention control structures. Proposed modifications to the facility include the addition of approximately 359.4 acres of pens, and four additional wastewater retention structures for an additional 30,000 animal units of dairy heifers and calves. This facility has an approved Nutrient Management Plan on file with KDHE.

David D Hartter David D Hartter 2225 192 nd Rd	SW/4 of Section 34 T01S, R14E Nemaha County	Kansas River Basin
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Sabetha, KS 66534

Kansas Permit No.: A-KSNM-S024

This is a renewal permit for an existing facility for 1,600 head (640 animal units) of swine weighing more than 55 pounds and 160 head (160 animal units) of cattle weighing more than 700 pounds, for a total of 800 animal units. There has been no change in animal units from the last permit.

J-Six Enterprises, LLC
J-Six Enterprises, LLC – South Farm
P.O. Box 170
Seneca, KS 66538

N/2 of Section 32
T04S, R13E
Nemaha County

Missouri
River Basin

Kansas Permit No.: A-MONM-H002

Federal Permit No.: KS0090191

This is a renewal permit for an existing facility that will decrease to 4,800 head (1,920 animal units) of swine weighing more than 55 pounds and 4,850 head (485 animal units) of swine weighing 55 pounds or less; for a total of 9,650 head (2,405 animal units) of swine. This facility has an approved Nutrient Management Plan on file with KDHE.

Steve Winkel
Steve Winkel
2319 190 Road
Glen Elder, KS 67446

SE/4 of Section 9
T06S, R09W
Mitchell County

Solomon
River Basin

Kansas Permit No.: A-SOMC-S022

This is a renewal permit for an existing facility for 880 head (352 animal units) of swine weighing more than 55 pounds. There has been no change in animal units from the last permit.

Public Notice No.: KS-Q-19-117/120

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Element, LLC 1 Element Drive Colwich, KS 67030	Arkansas River via Cowskin Creek via Unnamed Tributary	Process Wastewater

Kansas Permit No. I-AR24-PO06

Federal Permit No. KS0081329

Legal Description: SW¼, S15, T26S, R2W, Sedgwick County, Kansas

The proposed action is to issue a new State/NPDES permit for a new facility. This facility is engaged in processing grain into ethanol with capability to produce 80 million gallons of denatured ethanol per year which is used in fuel grade gasoline. The source water for the facility will be transferred from two (2) wells. This raw water is transferred through multi-media filters. The non-contact cooling water will be further treated using reverse osmosis technology and water softeners. The proposed permit contains a schedule of compliance, which requires the permittee to develop a stormwater pollution prevention plan. The proposed permit contains limits for pH, total suspended solids, total residual oxidant/chlorine, total

nitrogen, and total phosphorus, as well as monitoring for flow, chemical oxygen demand, total chloride, sulfate, oil and grease, total dissolved solids, temperature, and atrazine. In compliance with Kansas and federal law, KDHE has approved an antidegradation review for this new facility for increased concentrations and mass of some pollutants to the receiving stream. The water quality of the receiving stream will not be lowered below the quality necessary to support existing designated uses.

Harshman Construction
1648 F P Road
Cedar Point, KS 66843

Marais des Cygnes River via
Elm Creek via
Pottawatomie Creek

Process
Wastewater

Kansas Permit No. I-MC13-PO07
Legal Description: NW¼, S7, T20S, R19E, Anderson County, Kansas
Facility Name: Miller Quarry

Federal Permit No. KS0099481

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This is a limestone quarrying and crushing operation with no washing. The proposed permit contains generic language to protect the waters of the State.

Mid-States Materials, LLC
PO Box 236
Topeka, KS 66601

Marais des Cygnes River via
One Hundred Ten Mile Creek
via Unnamed Tributary

Process
Wastewater

Kansas Permit No. I-MC39-PO03
Legal Description: NE¼, S33, T16S, R17E, Osage County, Kansas
Facility Name: Quenemo Quarry

Federal Permit No. KS0098990

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is engaged in a limestone quarrying operation with some washing. The proposed permit contains limits for total suspended solids.

Richmond, City of
109 Central
Richmond, KS 66080

Marais des Cygnes River via
Pottawatomie Creek via
Dry Branch Creek via
Unnamed Lake via
Richmond Lake

Process
Wastewater

Kansas Permit No. I-MC43-OO01
Legal Description: SE¼, SW¼, S17, T19S, R20E, Franklin County, Kansas
Facility Name: Richmond Water Treatment Plant Wastewater Treatment System

Federal Permit No. KS0101443

The proposed action is to issue a new State/NPDES permit for a new facility. This is an existing water treatment plant with a capacity to treat 105-150 gallons per minutes that treats lake water. Lake water is treated inside the plant with ammonia and chlorine, before being pumped to storage for distribution. The proposed permit contains limits for total residual chlorine, total suspended solids, and pH. While this plant has existed for several years, it did not have an NPDES, as required. In addition, since this water treatment plant is not creating a new discharge, an Anti-degradation study is not being required.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision-making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **June 29, 2019**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-19-192/197, KS-Q-19-117/120) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.

Lee A. Norman, M.D.
Secretary
Kansas Department of Health and Environment